## EXHIBIT E

(December 2008 E-mail)

## 08-13555-mg Doc 30401-5 Filed 08/24/12 Entered 08/24/12 16:22:24 Exhibit E Pg 2 of 3

## Meyers, Jonathan

From:

McMurray, Locke R [locke.mcmurray@lehman.com]

Sent:

Monday, December 15, 2008 5:47 PM

To:

Meyers, Jonathan

Cc:

mwinter@alvarezandmarshal.com; Weinstein, Michael

Subject:

RE: Events of Default and Terminations

Hi Jonathan - We have formed a view as to what trades we would like to keep alive, but I need to map these to the trust numbers. I will give you a call tomorrow to discuss.

Many thanks.

Locke R. McMurray

Managing Director

Capital Markets Contracts - Legal

Tel. 212-526-7186

T/C 646-758-2634

**From:** Meyers, Jonathan [mailto:jmeyers@fsa.com]

Sent: Monday, December 15, 2008 4:42 PM

To: McMurray, Locke R

Cc: mwinter@alvarezandmarshal.com; Weinstein, Michael

**Subject:** RE: Events of Default and Terminations

Locke – as you may be aware, FSA received a wire transfer from Lehman at 6:17pm on December 5, 2008 in the amount of the November 28, 2008 Fixed Payment for the AMMC CLO VI, Limited & AMMC CLO VI, Corp. Transaction. Unfortunately, Lehman made this payment after the cure period provided in the Agreement. As you know, FSA designated December 5, 2008 as an Early Termination Date in respect of all outstanding Transactions under the Agreement relating to CPT 265 and all such Transactions have been terminated.

We remain open to discussing the possibility of reinstating the 7-1/2 year trade which was also terminated. Please call me to discuss.

From: Meyers, Jonathan

Sent: Thursday, December 11, 2008 11:03 AM

To: 'locke.mcmurray@lehman.com'

Cc: 'mwinter@alvarezandmarshal.com'; Weinstein, Michael

Subject: Events of Default and Terminations

Locke – we have been trying to reach you by phone for several weeks (we have been calling 212-526-7186). As you may be aware, FSA designated December 5, 2008 as an Early Termination Event in respect of all outstanding Transactions under the Agreements relating to CPT 233 and CPT 265 as a result of Lehman failing to make Fixed Payments which were due under those Agreements. I am attaching for your reference the notices which we sent to Lehman regarding CPT 233 and CPT 265.

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We previously discussed with you the possibility of reinstating the 7-1/2 year trade which was terminated. We are still open to hearing from you as to Lehman's desire with respect to that trade.

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